

PROCEEDINGS OF THE COMMON COUNCIL

IN REGULAR SESSION,
TUESDAY, FEBRUARY 24, 1970.

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chamber Tuesday
evening, February 24, A.D., 1970 in Regular Session. President
Herbert G. Tipton in the chair, and Fuad G. Bonahoom Clerk, at the desk,
present the following members _____ viz:

Adams ✓ Dunifon ✓ Fay ✓ Geake ✓ Nuckols ✓ Robinson ✓
Rousseau _____ Steigerwald ✓ Tipton ✓.

Absent / _____ viz: Councilman _____

The minutes of the last regular February 10, 1970 session having been delivered
to the Council, were, on Motion, approved as published.



City of Fort Wayne

COMMUNICATION FROM THE MAYOR

HAROLD S. ZEIS
Mayor

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Fay:

Today, February 11, 1970, I have approved the following ordinances passed by the Common Council at its regular meeting on February 10, 1970:

(Bill No. Z-69-11-15)

ZONING MAP ORDINANCE NO. Z-99-70

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. F-6.

(Bill No. Z-69-12-03)

ZONING MAP ORDINANCE NO. Z-100-70

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. D-3.

(Bill No. S-70-01-17)

SPECIAL ORDINANCE NO. S-410-70

AN ORDINANCE approving a contract with GENERAL ELECTRIC SUPPLY COMPANY for Aluminum Wire for the Light Construction Department.

(Bill No. S-70-01-18)

SPECIAL ORDINANCE NO. S-411-70

AN ORDINANCE approving a contract with GRAYBAR ELECTRIC COMPANY for Copper Cable for the Light Construction Department.

(Bill No. S-70-01-19)

SPECIAL ORDINANCE NO. S-412-70

AN ORDINANCE approving Change Order No. 1 for WAYNE ASPHALT & CONSTRUCTION CO., INC. in connection with resurfacing Spring Street.

(Bill No. S-70-01-20)

SPECIAL ORDINANCE NO. S-413-70

AN ORDINANCE approving a proposal to purchase 38 acres of land for the construction of the Lake Avenue Tertiary Lagoons from Theodore Hagerman.



(Bill No. S-70-01-21)

SPECIAL ORDINANCE NO. S-414-70

AN ORDINANCE approving a contract with HITZFIELD EXCAVATING, INC. for Sanitary Sewer to serve Fire Station No. 14 on Reed Road.

(Bill No. S-70-01-22)

SPECIAL ORDINANCE NO. S-415-70

AN ORDINANCE approving contracts with JOHN DEHNER, INC. for Sewer Res. No. 230, East Rudisill Boulevard Relief Sewer, and Sewer Res. No. 232, Arlington-Clermont-Maxine Relief Sewer.

(Bill No. G-70-01-23)

GENERAL ORDINANCE NO. G-76-70

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of portion of Martin Street and alley in Bonds Third Addition.

(Bill No. G-70-01-24)

GENERAL ORDINANCE NO. G-77-70

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of an alley between Murray and Wallace Streets.

(Bill No. G-70-01-26)

GENERAL ORDINANCE NO. G-78-70

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Chandler Drive.

(Bill No. R-70-02-17)

RESOLUTION NO. R-64-70

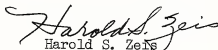
RESOLUTION authorizing payment for repairs to City-owned vehicles.

(Bill No. R-70-02-18)

RESOLUTION NO. R-65-70

RESOLUTION authorizing payment of additional sum to vendor with respect to damaged trade-in vehicles.

Respectfully submitted,


Harold S. Zeig
Mayor.

MADE A MATTER OF RECORD

DATE 2-24-70 PUBLIC COMMISSION, CITY OF



BOARD OF PUBLIC SAFETY

City of Fort Wayne

COMMUNICATION FROM BOARD OF PUBLIC SAFETY

February 13, 1970

President of the Common Council
City of Fort Wayne, Indiana

Dear Sir:


Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions number 10-70/D, 11-70/E, 12-70/E & 13-70/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate same into the minutes of the next Common Council Meeting.

Respectfully submitted,

Melvin H. Heckman, Chairman
BOARD OF PUBLIC SAFETY

BY:


George W. Bormuth, Exec. Sec'y.

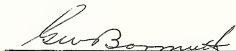


MAILED 11 FEB 1970
DATE 2-24-70 ROAD C. BONARSON, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 10-70 / D) , 11-70/E, 12-70/E & 13-70/E

I hereby certify that I did this 13th day of February, 1970, ~~xxx~~ deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. ^{10-70/D, 11-70/E, 12-70/E & 13-70/E} / of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.



EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 10-70/D

(Adopted February 11, 1970, ~~196xxx~~)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to designate
preferential intersections

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 10, 1970~~196xxx~~, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective February 11, 1970, ~~196xx~~, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. Preferential Intersection:

1. Huffman Street - preferential at Franklin Ave.
2. Grace Avenue - preferential at Indiana Ave.

DELETE

1. Indiana Avenue - preferential at Dayton Ave.
2. Indiana Avenue - preferential at Nuttman Ave.
3. Indiana Avenue - preferential at Kinsmoor Ave.
4. Indiana Avenue - preferential at Cottage Ave.
5. Indiana Avenue - preferential at Home Ave.
6. Beaver Avenue - preferential at Illisley Ave.
7. Beaver Avenue - preferential at Dayton Ave.
8. Beaver Avenue - preferential at Nuttman Ave.
9. Beaver Avenue - preferential at Kinsmoor Ave.
10. Beaver Avenue - preferential at Cottage Ave.

REGULATORY RESOLUTION NO 11-70/E

(Adopted February 11, 1970 , ~~196xx~~)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to 90 minute parking 8:00 A.M. to 6:00 P.M.,
stop intersections and thru streets

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 10, 1970 ~~196xx~~, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 11, 1970,

~~196xx~~, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. 90 Minute Parking 8:00 A.M. to 6:00 P.M.:

1. Pemberton Drive - west side - from State Blvd. to Forest Ave.

B. Stop Intersection:

1. Radial Lane - STOP - at Hoagland Ave.

2. South Cornell Circle - STOP - at Hoagland Ave.

C. Thru Street:

1. Indiana Avenue - from Rudisill Blvd. to Grave Ave. except at Rudisill Blvd. and Grace Ave.

2. Beaver Avenue - from Rudisill Blvd. to Home Ave. except at Rudisill Blvd. and Home Ave.

REGULATORY RESOLUTION NO. 12-70/E

(Adopted February 11, 1970 , ~~xxxx~~)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to renewing and extending Regulatory Resolutions 59-69/E and 60-69/E

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated February 10, 1970~~xxxx~~, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 15, 1970

~~xxxx~~
1970, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. Renew & Extend Regulatory Resolution 59-69/E
No Parking:

1. Pontiac Street - north side - from Clinton St. to 220' east thereof.
2. Pontiac Street - north side - from Hanna St. to 175' east thereof.

B. Renew & Extend Regulatory Resolution 60-69/E
Stop Intersection:

1. Trinity Blvd. - STOP - at Tyler Ave.
- 2-Hour Parking 9:00 A.M. to 3:00 P.M.:

1. Lewis Street - north side - from Clinton St. to Calhoun St.

(over)

2-Hour Parking 8:00 A.M. to 6:00 P.M.:

1. Brackenridge Street - north side - from Fairfield Ave. to Broadway.

90-Minute Parking 9:00 A.M. to 3:00 P.M.:

DELETE

1. Lewis Street - north side - from Clinton St. to Calhoun St.

REGULATORY RESOLUTION NO. 13-70E

(Adopted February 11, 1970 , ~~xx96xxx~~)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to renewing and extending Regulatory

Resolution 61-69/E

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated February 10, 1970 ~~196xxx~~, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 15, 1970,

~~196xxx~~, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. Renew & Extend Regulatory Resolution 61-69/E
No Parking:

1. Wayne Trace - west side - from Diplomat Dr. to McKinnie Ave.



BOARD OF PUBLIC SAFETY

City of Fort Wayne

COMMUNICATION FROM BOARD OF PUBLIC SAFETY

February 19, 1970

President of the Common Council
City of Fort Wayne, Indiana

Dear Sir:

Attached herewith is an authenticated copy of the Board of Public Safety Regulatory Resolution Number 14-70/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate same into the minutes of the next Common Council Meeting.

Respectfully submitted,

Melvin H. Heckman, Chairman
BOARD OF PUBLIC SAFETY

BY: G. W. Bormuth
George W. Bormuth, Exec. Sec'y.

mb

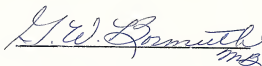


MADE A MATTER OF RECORD
DATE 2-24-70 WILLIAM C. BORMUTH, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 14-70 / E)

I hereby certify that I did this 19th day of February, 1970 ~~1969~~ deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 14-70 / E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

A handwritten signature in blue ink, appearing to read "L. W. Bonmuth", with a stylized flourish or initial at the end.

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 14-70E

(Adopted February 18, 1970~~1961~~)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to no parking, no parking - police cars only and one hour parking 8:00 A.M. to 6:00 P.M.
deletion ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 18, 1970~~1961~~, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 18, 1970,

~~1961~~, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. No Parking:

1. Newport Avenue - both sides - from Ridgwood Dr. to Fernwood Ave.
2. Fulton Street - east side - from Superior St. to the N. & W. R.R.

B. No Parking - Police Cars Only:

1. Calhoun Street - west side - from 185 ft. north of Superior St. to 120 ft. north thereof.

C. One Hour Parking 8:00 A.M. to 6:00 P.M.:

DELETE


1. Calhoun Street - west side - from 185 ft. north of Superior St. to 120 ft. north thereof.

REPORT OF MAYOR, FIRE CHIEF AND CITY CLERK ON
ELECTION OF TRUSTEE FOR FIREMEN'S PENSION FUND

To The Honorable Common Council:

The undersigned met and canvassed the ballots of an election held on the 9th day of February, 1970 by members of the retired list of the Fort Wayne Fire Department for the election of one Trustee for the Firemen's Pension Fund to serve for a period of two (2) years.

Paul E. Goodwin received 49 votes, the highest number of votes, from a total of 67 legal ballots cast for the four candidates for office.



Harold S. Zeis
Mayor

Frank J. Bonaroom
City Clerk

Edward L. Lorain
Fire Chief

REPORT OF MAYOR, FIRE CHIEF, AND THE CITY
CLERK ON ELECTION OF TRUSTEE FOR THE FIREMEN'S
PENSION FUND

To The Honorable Common Council:

The undersigned met and canvassed the ballots of an election held on the 9th day of February, 1970 by members of the Fort Wayne Fire Department for the election of one Trustee for the Firemen's Pension Fund to serve for a period of four (4) years.

Thurman Lees received 104 votes, the highest number of votes, from a total of 206 ballots cast for the six candidates for office.

Harold L. Zeis

Mayor

Thad M. Bonham

City Clerk

Edward L. Loran

Fire Chief



MADE A MATTER OF RECORD
DATE 2-24-70 THAD M. BONHAM, CITY CLERK



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

PHIL A. STEIGERWALD
MEMBER OF CITY COUNCIL
FIFTH DISTRICT

February 16, 1970

Mr. Herb Tipton
City Council
Fort Wayne, Indiana

Dear Herb:

I am enclosing a copy of a motion I made and then amended at the suggestion of Dr. Ray Smith, at the last meeting of The Three Rivers Pollution Control Advisory Commission held on February 11, 1970.

It was seconded and passed without a vote of dissent by all members present.

Very truly yours,

A handwritten signature in blue ink, which appears to read "Phil A. Steigerwald", is written over the typed name.

Phil A. Steigerwald
Member of Three River
Pollution Control Advisory
Commission

PAS:NW

MADE A MATTER OF RECORD

DATE 2-24-70 FILED G. BOWMAN, CITY CLERK

February 11, 1970

Be it resolved that the Three Rivers Pollution Control Advisory Commission voted unanimously to recommend to City Council the passage at its next regular meeting of the Engineering Ordinance to convert the coal boilers at the City Utilities Generating Plant to gas-oil fired boilers as announced earlier.

It is further resolved that the present operation should be rigidly controlled and a grade of fuel used to eliminate all pollution possible during the change over period.

Read the first time in full and on motion by _____ seconded by _____ and duly adopted, read the second time by title and referred to the (Committee on) _____ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on _____ the _____ day of _____, 196 ____, at _____ o'clock P.M., E.S.T.

Date: _____ City Clerk

Read the third time in full and on motion by _____ seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES	7,	NAYS	1,	ABSTAINED	____,	ABSENT	1/	to-wit:
Adams	✓	_____	_____	_____	_____	_____	_____	
Dunifon	✓	_____	_____	_____	_____	_____	_____	
Fay	✓	_____	_____	_____	_____	_____	_____	
Geake	✓	_____	_____	_____	_____	_____	_____	
Nuckols	_____	✓	_____	_____	_____	_____	_____	
Robinson	✓	_____	_____	_____	_____	_____	_____	
Rousseau	_____	_____	_____	_____	_____	_____	_____	
Steigerwald	✓	_____	_____	_____	_____	_____	_____	
Tipton	✓	_____	_____	_____	_____	_____	_____	

Date _____ City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 196 ____.

ATTEST: (SEAL)

City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 196 ____ at the hour of _____ o'clock __.M.,E.S.T.

City Clerk

Approved and signed by me this _____ day of _____, 196 ____, at the hour of _____ o'clock __.M.,E.S.T.

Mayor

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said city and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday, the 24th day of February, 1970; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 24th day of February, 1970.

Fuad G. Bonahoom
City Clerk

SEAL

MOTION

I move that the City Clerk notify the City Attorney in writing that City Council requests a report indicating the time he spends in providing legal services regarding the revenue bonds Council approved for sewage works improvements on February 24, 1970.

Moved by Celia Ann Fay, and seconded by John H. Robinson.
Roll call vote taken.

Read the first time in full and on motion by _____ seconded by _____ and duly adopted, read the second time by title and referred to the (Committee on) _____ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on _____ the _____ day of _____ 196 _____ at _____ o'clock P.M., E.S.T.

Date: _____ City Clerk

Read the third time in full and on motion by _____ seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES	<u>1</u>	NAYS	<u>7</u>	ABSTAINED	_____	ABSENT	_____	to-wit:
Adams	_____	_____	✓	_____	_____	_____	_____	_____
Dunifon	_____	_____	✓	_____	_____	_____	_____	_____
Fay	✓	_____	_____	_____	_____	_____	_____	_____
Geake	_____	_____	✓	_____	_____	_____	_____	_____
Nuckols	_____	_____	✓	_____	_____	_____	_____	_____
Robinson	✓	_____	_____	_____	_____	_____	_____	_____
Rousseau	_____	_____	✓	_____	_____	_____	_____	_____
Steigerwald	_____	_____	✓	_____	_____	_____	_____	_____
Tipton	_____	_____	✓	_____	_____	_____	_____	_____

Date _____ City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 196 _____.

ATTEST: (SEAL)

City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 196 _____ at the hour of _____ o'clock _____ M., E.S.T.

City Clerk

Approved and signed by me this _____ day of _____, 196 _____, at the hour of _____ o'clock _____ M., E.S.T.

Mayor